

ASSIGNED

Serial No. 89529

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office ~~NOV - 5 - 1979~~ NEW PRIORITY DATE: ~~AUG 10 1990~~
DEC 30, 1993

Returned to applicant for correction December 7, 1979 under

Corrected application filed Map filed 38326

The applicant Vernon and Joan Westwood
c/o Chilton Engineering
421 Court Street of Elko
Street and No. or P.O. Box No. City or Town
Nevada 89801

hereby make application for permission to change the
State and Zip Code No. Place of Use

of water heretofore appropriated under Permit 28389

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Johnson Creek
Name of stream, lake, underground, spring or other source.
2. The amount of water to be changed 3.0 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore used for irrigation
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point
Same as Stated

Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing point of diversion is located within NE 1/4 SE 1/4 of Sec. 3, T.34N., R.62E.,
M.D.M., or at a point from which the E 1/4 corner of said Sec. 3
If point of diversion is not changed, do not answer.
bears N. 01° 30' E., 20.0 feet.

7. Proposed place of use W 1/2 of Sec. 11 in T.34N., R.62E., M.D.M. - 320 ac. and
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
W 1/2 of Sec. 2 in the T.34N., R.62E., M.D.M. - 320 ac.

8. Existing place of use Sec. 2, T.34N., R.62E., M.D.M.
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.

9. Use will be from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day
10. Use has been from Jan. 1 to Dec. 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) construct diversion works and ditches
State manner in which water is to be diverted, whether by dam or other works,
to place of use.
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$2,000
13. Estimated time required to construct works.....3 Years
14. Estimated time required to complete the application of water to beneficial use.....5 Years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Please send copies of all correspondence to Vernon Westwood, Wells,
Nevada 89835

Compared lp/jw mm/se
Pro. 5/19/80 by Loyd Sorenson
Pro. 5/28/80 by Rose Goodwin

Applicant Vernon & Joan Westwood

By s/ William A. Nisbet
421 Court Street

Elko, NV 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the Place of Use of the waters of Johnson Creek as heretofore granted under Permit 28389 is issued subject to the terms and conditions imposed in said Permit 28389 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....3.0.....cubic feet per second, but not to exceed 2171.9

acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before.....

Proof of commencement of work shall be filed before.....

Work must be prosecuted with reasonable diligence and be completed on or before.....March 10, 1989

Proof of completion of work shall be filed before.....April 10, 1989

Application of water to beneficial use shall be made on or before.....March 10, 1991

Proof of the application of water to beneficial use shall be filed on or before.....April 10, 1991

Map in support of proof of beneficial use shall be filed on or before.....April 10, 1991

Commencement of work filed.....

Completion of work filed.....JUN 4 1990

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....

IN TESTIMONY WHEREOF, I, PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 10 day of March

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FEB 14 1994

State Engineer

CANCELLED JUL 14 1992 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
 Richard Thompson P.E. State Engineer
 An. Rescinded 11/10/92